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11 ATTORNEYS FOR FEDERAL
12 TRADE COMMISSION

13
14 IN THE UNITED STATES DISTRICT COURT
15 FOR THE NORTHERN DISTRICT OF CALIFORNIA
16 SAN JOSE DIVISION
17

18 THE BILLING RESOURCE d/b/a INTEGRETTEL,
19 Debtor-Plaintiff-Appellee,

20 v.

21 FEDERAL TRADE COMMISSION et al.,

22 Defendant-Appellant.
23

24 FEDERAL TRADE COMMISSION,

25 Movant,

26 v.

27 THE BILLING RESOURCE, dba Integretel,
28 a California corporation,

Respondent.

No. 5:07-cv-5758-JW
(Bankruptcy Appeal)
Date: June 16, 2008
Time: 9:00 a.m.
Courtroom 8

No. C:08-00341-JW
(Bankruptcy Motion to Withdraw
Reference)
Date: April 21, 2008
Time: 9:00 a.m.
Courtroom 8

**STIPULATION CONCERNING REVISED BRIEFING SCHEDULE FOR
APPEALS BY THE FEDERAL TRADE COMMISSION AND THE RECEIVER
AND THE COMMISSION'S MOTION TO WITHDRAW REFERENCE**

Defendant-appellant the Federal Trade Commission ("Commission"), defendant-appellant David Chase, the Receiver appointed by the United States District Court for the Southern District of Florida in *FTC v. Nationwide Connections, Inc.*, No. 06-CV-80180-Ryskamp/Vitunac (S.D. Fla.) (the "Receiver"), and debtor-plaintiff-appellee The Billing Resource dba Integretel ("Integretel") (collectively referred to herein as the "Parties") hereby stipulate to the following briefing schedule for the two appeals by the Commission and the appeal by the Receiver pending before this Court in related Case Nos. 07-cv-5758-JW and 07-cv-6210-JW). The Parties further stipulate to a revised briefing schedule for the Commission's motion to withdraw the reference to the bankruptcy court of the Amended Complaint in the adversary proceeding styled *The Billing Resource dba Integretel v. David Chase and the Federal Trade Commission*, No. 07-AP-5156 (Bankr. N.D. Cal.), pending before this Court in related Case No. 08-cv-341-JW. The Parties previously filed a Stipulation concerning briefing schedule in Case No. 07-cv-5758-JW on February 20, 2008 [DE 70]. On March 7, 2008, the Court entered an Order and Stipulation concerning the briefing schedule, as modified by the Court, in Case No. 07-cv-5758-JW [DE 71]. The Parties hereby revise their stipulation, and incorporate the Court's prior modifications as to the scheduled hearing dates, as follows:

1. As to the appeals:

- a. The Commission's and the Receiver's opening briefs shall be filed and served electronically on or before April 7, 2008;
- b. Integretel's appellee brief Defendant-Appellant shall be filed and served electronically on or before May 8, 2008;

1 c. The Commission and the Receiver reply briefs shall be filed and served
2 electronically on or before May 23, 2008; and

3
4 d. Oral argument shall take place on **June 16, 2008, at 9:00 a.m.**

5 2. As to the motion for withdrawal of reference:

6 a. The Commission's opening memorandum already has been filed;

7 b. Integretel's opposition to the Commission's memorandum has already been filed;

8 c. The Receiver's joinder was filed on March 7, 2008;

9
10 d. Integretel's response to the Receiver's joinder shall be filed and served
11 electronically on or before **March 17, 2008;**

12 e. The Commission's reply memorandum shall be filed and served electronically
13 on or before **March 21, 2008;** and

14 f. Oral argument shall take place on **April 21, 2008, at 9:00 a.m.**

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3. A proposed Order incorporating these dates is being filed along with this Stipulation.

Respectfully submitted,

/s/

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Counsel for Receiver David Chase

¹Pursuant to General Order No. 45, § X(B), John Andrew Singer hereby attests that signatories' concurrences in the filing of this document have been obtained.

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32 v.
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35 a California corporation,
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37 Respondent.
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No. C:08-00341-JW
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**PROPOSED ORDER FOR REVISED BRIEFING SCHEDULE CONCERNING
APPEALS BY THE FEDERAL TRADE COMMISSION AND THE RECEIVER
AND THE COMMISSION'S MOTION TO WITHDRAW REFERENCE**

Pursuant to the Stipulation concerning revised briefing schedule among Defendant-appellant the Federal Trade Commission ("Commission"), defendant-appellant David Chase, the Receiver appointed by the United States District Court for the Southern District of Florida in *FTC v. Nationwide Connections, Inc.*, No. 06-CV-80180-Ryskamp/Vitunac (S.D. Fla.) (the "Receiver"), and debtor-plaintiff-appellee The Billing Resource dba Integretel ("Integretel") (collectively referred to herein as the "Parties"), and the Court's Order and Stipulation as Modified by the Court dated March 7, 2008 [DE 71 in Case No. 07-cv-5758-JW], it is hereby ORDERED that:

1. As to the pending appeals by the Commission and the Receiver in related Case Nos. 07-cv-5758-JW and 07-cv-6210-JW:

- a. The Commission's and the Receiver's opening briefs shall be filed and served electronically on or before April 7, 2008;
- b. Integretel's appellee brief shall be filed and served electronically on or before May 8, 2008;
- c. The Commission's and the Receiver's reply briefs shall be filed and served electronically on or before May 23, 2008; and
- d. Oral argument shall take place on **June 16, 2008, at 9:00 a.m.**

2. As to the Commission's motion for withdrawal of reference in related Case No. 08-cv-341-JW:

- a. The Commission's opening memorandum already has been filed;
- b. Integretel's opposition to the Commission's memorandum has already been filed;
- c. The Receiver's joinder was filed on March 7, 2008;

- 1 d. Integretel's response to the Receiver's joinder shall be filed and served
2 electronically on or before **March 17, 2008**;
3
4 e. The Commission's reply memorandum shall be filed and served electronically
5 on or before **March 21, 2008**; and
6
7 f. Oral argument shall take place on **April 21, 2008, at 9:00 a.m.**
8
9

10 Dated: _____

JAMES WARE
United States District Judge

WILLIAM BLUMENTHAL
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IN THE UNITED STATES DISTRICT COURT
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SAN JOSE DIVISION

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Debtor-Plaintiff-Appellee,

v.

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Defendant-Appellant.

No. 5:07-cv-5758-JW
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FEDERAL TRADE COMMISSION,

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a California corporation,

Respondent.

No. C:08-00341-JW
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Reference)
Date: April 21, 2008
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CERTIFICATE OF SERVICE

1 I hereby certify that on the 14th day of March 2008, I served a copy of the Stipulation for
2 Revised Briefing Schedules Concerning Appeals by the Federal Trade Commission and the Receiver
3 and the Commission's Motion to Withdraw Reference, and a Proposed Order, by the means indicated
below:

4 Through the Court's ECF System and by email:

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4 U.S. Federal Bldg.
5 280 South 1st Street, #268
6 San Jose, California 95113-3004
7 UNITED STATES TRUSTEE

8 /S/

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